

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

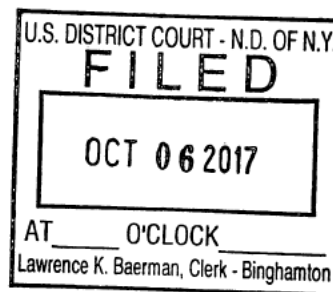
KEVIN GIBBS,

Plaintiff,

-VS-

**WHOLESALE CARS ONLINE.COM,
L.L.C. D/B/A SUN AUTO WAREHOUSE,**

Defendant.



Civil Action No.:
5:17-CV-00287 (TJM/DEP)

STIPULATION OF DISMISSAL WITH PREJUDICE

IT IS HEREBY AGREED AND STIPULATED by Plaintiff Kevin Gibbs and Defendant Wholesale Cars Online.com, LLC d/b/a Sun Auto Warehouse ("Sun Auto"), by and through their undersigned counsel, that pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, any and all claims against Defendant Sun Auto are hereby dismissed from the above-captioned action with prejudice, with each party to bear its own costs and fees incurred in connection with this action. No party hereto is an infant or incompetent.

DATED: October 3, 2017

By: /s/ James D. Hartt
James D. Hartt, Esq.
Bar Roll No.: 516131

Attorney for Plaintiff
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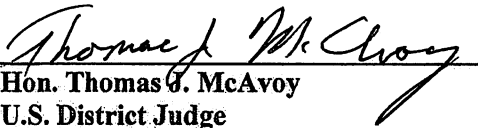
DATED: October 3, 2017

BARCLAY DAMON LLP

By: /s/ Edward G. Melvin
Edward G. Melvin, Esq.
Bar Roll No.: 509037

Attorneys for Defendant
Barclay Damon Tower
125 E. Jefferson Street
Syracuse, New York 13202
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IT IS SO ORDERED:


Hon. Thomas J. McAvoy
U.S. District Judge

Dated: Oct. 6, 2017
Binghamton, NY